

Message

From: Kinard, Sherrie [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=421C403747D84665BDCC668609217EE3-KINARD, SHERRIE]
Sent: 6/27/2017 1:07:55 PM
To:
CC:
Subject: RE: Facts list

Ex. 6 PP / Ex. 7(C)

Thanks so much! You all are the best!

Sherrie Kinard, Environmental Scientist
Pesticides Enforcement Program (8ENF-ATTP)
Office of Enforcement, Compliance and Environmental Justice
U.S. Environmental Protection Agency, Region 8
1595 Wynkoop Street
Denver, CO 80202-1129
303-312-6613 - direct line
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Kinard.Sherrie@epa.gov

From: Ex. 6 PP / Ex. 7(C)
Sent: Monday, June 26, 2017 4:03 PM
To: Kinard, Sherrie <Kinard.Sherrie@epa.gov>

Ex. 6 PP / Ex. 7(C)

Subject: Facts list

Hi Sherrie,

Here is our approved list:

* On July 7, 2015 a "Summary of Services" from Presto-X sprayed at 15:11 to 16:18 pm, 24 oz of Talstar Professional sprayed, noted in the General Comments "Performed heavy crack and crevice treatment" **"Will follow up in couple of days"**

* On August 26, 2016 at 7:37 AM an email response to Human Resources, Rachael Reinhardt to Claims Analyst, Kaitlin Hermes stating:

"I'm not sure if you have all of this information or not".

"Let me know if you need anything else from us"

Forwarded message from Jan Stall -State of Wyoming to Cindy Tallerdy - State of Wyoming

"I know the two interview rooms in 259C were sprayed on July 7. I was present when the exterminator sprayed them and put traps down" - Jan Sent from my iPad

On August 24, 2015 at 3:50 PM, cindy talllerdy stated to Jan

"We know positively that Suite 259D was sprayed but we are trying to verify if Suite 259C was ever sprayed".

* Meeting minutes from the State of Wyoming dated July 13, 2015 Jan Stall stated " Pest issue in CSC. Bedbugs were found in the call center. Jerry Moberly and an exterminator located the bedbugs in the

chair. the CSC, Conference Room and entrance rooms in 259C were sprayed and traps were placed and in checking them, there has been no further activity"

* On July 10, a "Summary of Services" sprayed at 12:31 to 13:13 pm, 32 oz. of Talstar Professional sprayed, noted in General Comments "Performed crack and crevice treatment for occasional invaders in entry ways, basement and common areas" Followed up on bugs in 2nd floor **north offices" (259D and 259B were the only 2nd floor offices in that whole building at 6101 Yellowstone Rd.)** "Will check insect monitors next month. Will see you next month".

* On July 21, 2015 a "Summary of Services" sprayed at 17:22 to 17:44 PM, sprayed 8 oz. of Talstar Professional, noted in General Comments " call out for unidentified bugs. Performed crack and crevices treatment around cubicle areas where pests were seen"

* On July 22, 2015 a "Summary of Services" sprayed at 13:52 to 14:19 PM, sprayed 64 oz. of Talstar Professional, noted in General Comments "Called for bedbugs. Performed a crack and crevices treatment in **Wyoming Department of Health Customer Contact area (259B)**".

* On July 22, 2015 an email from Marcia Ameluxen (NG CSC Manager) to Penny Davis (State of Wyoming Division of Healthcare Management) - Marcia states "Penny, the exterminator came and I told him he could not leave until he had treated the entire room, he will be back next week to check on everything".

Response from Penny Davis to Marcia Ameluxen "Thank you for making sure he did the whole area Marcia, and thank you for the update".

* Email from Sharon Corbin (NG State Health and Human Services) to DL IS WES CSC Team Members. Sharon states "Earlier this week, we received confirmation from the WDH (Wyoming Dept. of Health) via the exterminator confirmed the insects treated two weeks ago were bedbugs. know we have found a couple more insects in the last couple of days. We immediately that to WDH and the exterminator returned **on two occasions this week and treated the entire CSC area.**"

* On 06/15/2016 an State of Wyoming Osha Narrative from the Inspection done on the offices at 6101 Yellowstone Road, Suites 259C/259D/259B, for Bifenthrin, was delivered to **Ex. 6 PP / Ex. 7(C)** myself and **Ex. 6 PP / Ex. 7(C)** In the Narrative OSHA, George Zak states in the "Complaint Item: applicator had applied Bifenthrin improperly and the employer did not insure that the employees were not properly protected immediately after the Bifentrin applications"

Stated under "Alleged/Observed Hazardous Conditions" the pesticide applied was for bedbugs and was applied while employees were in the immediate application areas and not allowed to dry prior to having employees return to work"

* Under Injury/Illness that might occur due to exposure, noted that Presto-X was contacted and interviewed. A referral was made by the Compliance Officer to the Wyoming Department of Agriculture which has the jurisdiction for pesticide application. They notified the EPA and provided Region VIII Pesticide Enforcement Staff copies of the records from their case for review. Based on the information obtained, the Wyoming Department of Agriculture did not find any violations associated with Presto-X applicator."

* Attachments with the OSHA Narrative provided to NG/State of Wyoming Employees/ **Ex. 6 PP / Ex. 7(C)** from NPIC Bifenthrin states "Bifenthrin interferes with the nervous system of the insects when they eat or touch it. It is more toxic to insects than it is to people" "when Bifenthrin gets on the skin, it can cause tingling, itching, burning or numbness at the site of contact. The sensations usually go away withing 48 hours", "Inhaling Bifenthrin can irritate the nose, throat and lungs. People who ate large amounts of Bifenthrin experienced sore throats, nausea, abdominal pain and vomiting almost immediately"

"Bifenthrin is slowly absorbed by the body after it has been eaten and it is excreted within 3-7 days. Studies indicate that Bifenthrin does not absorb through the skin well".

* Email from Colleen Collins (Manager of the State of Wyoming Dept. of Health Long Term Care Office) to the employees stating "I clarified in the meeting what I knew from upper management regarding the spraying" "The pesticide company utilized green products each time"

* On the Findings of Fact, Conclusions of Law, and Order In the Matter of Worker's Compensation Claim of **Ex. 6 PP / Ex. 7(C)** vs. State of Wyoming, section 43., **Ex. 6 PP / Ex. 7(C)** testifies to the wet spraying and damp rugs.

* Email not sure how to note this : **From:** Allison,Amy K (IS)

Sent: Friday, September 4, 2015 10:14 AM

To: **Ex. 6 PP / Ex. 7(C)**

Cc: Allison, Amy K (IS)

Subject: RE: time

Hi **Ex. 6 PP / Ex. 7(C)**

In partnership with our EH&S group, **the management team in WY has sent several communications to staff advising that procedures used to eradicate the bug issue were consistent with OSHA requirements and posed no risk of harm to staff.** Furthermore, there are no findings from OSHA that the office space is unsafe to occupy as a result of the pesticides used.

NG provides employees with income protection in the event an employee is unable to work as certified by a health care provider. I encourage you to contact the HRSC Leave desk at 1-855-737-8364 to discuss leave options and possible eligibility for disability or workers' compensation benefits.

Thank you,

Amy Allison

* Per the Worker's Compensation Hearing testimony, on July 10, 2015 **Ex. 6 PP / Ex. 7(C)** was in conference room when Presto-X came in to spray, asked her and other employees to wait outside of the room for 10 minutes while he sprayed. They were told they could go back into the room when he was done after the 10 minutes.

* Per the Worker's Compensation Hearing testimony, on August 3, 2015 **Ex. 6 PP / Ex. 7(C)** states that Presto-X applicator spraying the desk right behind where she sat, she could feel spray on her shoulders.

* **Ex. 6 PP / Ex. 7(C)** was the Support Specialist II for the State of Wyoming Department of Health Long Term Care office. It was my job to trade documents on a daily basis with the CSC Call Center located at 259D. I also had to assist clients and management staff into the interview areas and management offices of 259C. Every morning I had employees from the NG CSC Call center bring me documents from the 259D area to be processed and I returned documents back to the NG CSC Call Center for scanning, wrong applications, or questions on the documents. I leaned on desktops, sat in the chairs, processed documents that sat on the floors where the spraying took place, leaned on the cubicle walls, etc.

* All samples for Bifenthrin were collected on September 30th, 2015, the last spray was August 3, 2015 were found in 259B/259C/259D

* Specialists/Doctors that are in agreement with the medical issues that are consistent with the Bifenthrin Exposure:

Dr. David Norris

Dr. Christopher Hoyte

Dr. Nicholas Brandehoff

Dr. Michael Striebich

Dr. Karin Pacheco

Dr. Cory A. Dunnick

Dr. Marilou Orozco-Peterson

Dr. Maly

Thank you!

Ex. 6 PP / Ex. 7(C)